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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

WATSON MUSIC GROUP, LLC. D/B/A  
QUADRASOUND MUSIC,

Plaintiff,

v.

WORLD OF DANCE TOUR INC,

Defendant.

Case No:

**COMPLAINT**

**DEMAND FOR JURY TRIAL**

Plaintiff WATSON MUSIC GROUP, LLC. D/B/A QUADRASOUND MUSIC (“*Plaintiff*”), by and through its undersigned counsel, for its Complaint against defendant World of Dance Tour Inc (“*Defendant*”) states and alleges as follows:

**INTRODUCTION**

1. This action seeks to recover damages for copyright infringement.
2. Plaintiff herein owns the right to certain musical works which Plaintiff licenses for commercial use.
3. Defendant owns and operates a social media account on www.facebook.com with the name “@worldofdance” (the “*Account*”).
4. Defendant, without permission or authorization from Plaintiff actively

1 copied, stored, and/or made available Plaintiff's copyrighted material on the Account  
2 and engaged in this misconduct knowingly and in violation of the United States  
3 copyright laws.

### 4 **PARTIES**

5 5. Plaintiff is a Florida limited liability company with a principal place of  
6 business at 805 SE 8th Street, Deerfield Beach, in Broward County, Florida.

7 6. On information and belief, defendant World of Dance Tour Inc, is a  
8 California corporation with a principal place of business at 111 North Harbor  
9 Boulevard, Suite B, Fullerton in Orange County, California and is liable and  
10 responsible to Plaintiff based on the facts herein alleged.

### 11 **JURISDICTION AND VENUE**

12 7. This Court has subject matter jurisdiction over the federal copyright  
13 infringement claims pursuant to 28 U.S.C. §1338(a) and 28 U.S.C. §1331.

14 8. This Court has personal jurisdiction over Defendant because it  
15 maintains its principal place of business in California.

16 9. Venue is proper under 28 U.S.C. §1391(a)(2) because Defendant does  
17 business in this Judicial District and/or because a substantial part of the events or  
18 omissions giving rise to the claim occurred in this Judicial District.

### 19 **FACTS COMMON TO ALL CLAIMS**

#### 20 **A. Plaintiff's Copyright Ownership**

21 10. On December 1, 1996, Jay McGown, Nathaniel Orange p/k/a  
22 Lemonhead, and Van Bryant p/k/a 69 Boyz authored a musical work titled "Space  
23 Jam" (the "*Musical Work*").

24 11. The Musical Work was registered with the USCO on May 1, 1997,  
25 under Registration No. PA-844-835

26 12. Plaintiff acquired all rights to the Musical Work by way of written  
27 assignment on July 30, 2019.

**B. Defendant's Infringing Activity**

13. On or about August 30, 2020, Defendant posted a discernable excerpt of the Musical Work on the Account at URL:

<https://www.facebook.com/watch/?v=336367234169179>. A copy of a screenshot of the Account including the post where the Musical Work was made available is attached hereto as Exhibit 1.

14. Plaintiff first observed and actually discovered the Infringement on June 5, 2023.

15. The Account is associated with Defendant.

16. Defendant has exclusive access to post content on Defendant's Account.

17. Defendant uses its Account to promote both its business and brand whereby Defendant financially benefits.

18. Upon information and belief, the Musical Work was copied, stored, and/or distributed without license or permission by Defendant on the Account to be performed publicly by means of a digital audio transmission, thereby infringing on Plaintiff's exclusive rights in the copyrighted work (hereinafter the "*Infringement*").

19. The Infringement is an exact copy of a discernable portion of Plaintiff's Musical Work that was copied and/or made available by Defendant for public performance on the Account.

20. Upon information and belief, Defendant takes an active and pervasive role in the content posted on its Account, including, but not limited to copying, posting, and/or selecting the material made available via the Account.

21. Upon information and belief, the Musical Work was willfully and volitionally posted to the Account by Defendant.

22. Upon information and belief, Defendant engaged in the Infringement knowingly and in violation of applicable United States copyright laws.

23. Upon information and belief, Defendant had complete control over and

1 actively reviewed and monitored the content posted on the Account.

2 24. Upon information and belief, Defendant has the legal right and ability  
3 to control and limit the infringing activities on its Account and exercised and/or had  
4 the right and ability to exercise such right.

5 25. Upon information and belief, Defendant monitors the content on its  
6 Account.

7 26. Upon information and belief, Defendant has received a financial benefit  
8 directly attributable to the Infringement.

9 27. Upon information and belief, the Infringement increased traffic to the  
10 Account and, in turn, caused Defendant to realize an increase in the applicable  
11 revenues generated by its services.

12 28. Upon information and belief, a large number of people have listened to  
13 the unlawful copy of the Musical Work on the Account.

14 29. Upon information and belief, Defendant at all times had the ability to  
15 stop the reproduction and rendition of Plaintiff's copyrighted material.

16 30. Defendant's use of the Musical Work harmed the actual market for the  
17 Musical Work.

18 31. Defendant's use of the Musical Work, if widespread, would harm  
19 Plaintiff's potential market for the Musical work.

20 32. On June 29, 2023, Plaintiff, via counsel, served a letter seeking to  
21 address the complaints contained herein concerning Defendant's infringement of  
22 Plaintiff's rights-protected work.

23 33. Despite Plaintiff's efforts and willingness to address Defendant's  
24 infringing activity, Defendant failed to respond, and Plaintiff was forced to seek  
25 judicial intervention for Defendant's infringing activity.

26 34. Further, despite Plaintiff's notification to Defendant concerning its  
27 infringing activity, Defendant continues to infringe on Plaintiff's work thereby  
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1 establishing the willful nature of its conduct.

2 35. As a result of Defendant's misconduct, Plaintiff has been substantially  
3 harmed.

4 **FIRST COUNT**

5 ***(Direct Copyright Infringement, 17 U.S.C. §501 et seq.)***

6 36. Plaintiff repeats and incorporates by reference the allegations contained  
7 in the preceding paragraphs, as though set forth in full herein.

8 37. The Musical Work is an original, creative work in which Plaintiff owns  
9 valid copyright properly registered with the United States Copyright Office.

10 38. Plaintiff has not licensed Defendant the right to use the Musical Work  
11 nor has Plaintiff assigned any of its exclusive rights in the copyright to Defendant.

12 39. Without permission or authorization from Plaintiff and in willful  
13 violation of Plaintiff's rights under 17 U.S.C. §106, Defendant improperly and  
14 illegally copied, stored, reproduced, distributed and publicly performed by means of  
15 a digital audio transmission works owned by Plaintiff thereby violating one of  
16 Plaintiff's exclusive rights in its copyrights.

17 40. Plaintiff is informed and believes and thereon alleges that the  
18 Defendant willfully infringed upon Plaintiff's copyrighted Musical Work in violation  
19 of Title 17 of the U.S. Code, in that they used for commercial benefit the original  
20 and unique Musical Work of the Plaintiff without Plaintiff's consent or authority.

21 41. As a result of Defendant's violations of Title 17 of the U.S. Code,  
22 Plaintiff is entitled to an award of actual damages and disgorgement of all of  
23 Defendant's profits attributable to the infringement as provided by 17 U.S.C. § 504  
24 in an amount to be proven or, in the alternative, at Plaintiff's election, an award for  
25 statutory damages against Defendant for each infringement pursuant to 17 U.S.C. §  
26 504(c).

27 42. As a result of the Defendant's violations of Title 17 of the U.S. Code,  
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1 the court in its discretion may allow the recovery of full costs as well as reasonable  
2 attorney's fees and costs pursuant to 17 U.S.C. § 505 from Defendant.

3 43. As a result of Defendant's violations of Title 17 of the U.S. Code,  
4 Plaintiff is entitled to injunctive relief to prevent or restrain infringement of his  
5 copyright pursuant to 17 U.S.C. § 502.

6 **JURY DEMAND**

7 44. Plaintiff hereby demands a trial of this action by jury.

8 **PRAYER FOR RELIEF**

9 **WHEREFORE**, Plaintiff respectfully requests judgment as follows:

10 That the Court enters a judgment finding that Defendant has infringed on  
11 Plaintiff's rights to the Musical Work in violation of 17 U.S.C. §501 *et seq.* and  
12 award damages and monetary relief as follows:

- 13 a. finding that Defendant infringed upon Plaintiff's copyright  
14 interest in the Musical Work by copying without a license or  
15 consent;
- 16 b. for an award of actual damages and disgorgement of all of  
17 Defendant's profits attributable to the infringement as provided  
18 by 17 U.S.C. § 504 in an amount to be proven or, in the  
19 alternative, at Plaintiff's election, an award for statutory damages  
20 against Defendant for each infringement pursuant to 17 U.S.C. §  
21 504(c), whichever is larger;
- 22 c. for an order pursuant to 17 U.S.C. § 502(a) enjoining Defendant  
23 from any infringing use of any of Plaintiff's works;
- 24 d. for costs of litigation and reasonable attorney's fees against  
25 Defendant pursuant to 17 U.S.C. § 505
- 26 e. for pre judgment interest as permitted by law; and
- 27 f. for any other relief the Court deems just and proper.
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1  
2 DATED: January 5, 2024

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